

# Senate Study Bill 3101 - Introduced

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
TRANSPORTATION BILL BY  
CHAIRPERSON BROWN)

## A BILL FOR

1 An Act relating to motor vehicle body damage repairs performed  
2 under a motor vehicle insurance policy and deceptive acts or  
3 practices by motor vehicle insurers.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 507B.4, subsection 3, paragraph j, Code  
2 2022, is amended by adding the following new subparagraph:

3 NEW SUBPARAGRAPH. (16) Failing to comply with section  
4 537B.7, subsection 2.

5 Sec. 2. Section 507B.6, subsection 1, Code 2022, is amended  
6 to read as follows:

7 1. Whenever the commissioner believes that any person has  
8 been engaged or is engaging in this state in any unfair method  
9 of competition or any unfair or deceptive act or practice  
10 whether or not defined in section 507B.4, 507B.4A, or 507B.5,  
11 or 537B.7, and that a proceeding by the commissioner in respect  
12 to such method of competition or unfair or deceptive act or  
13 practice would be in the public interest, the commissioner  
14 shall issue and serve upon ~~such~~ the person a statement of the  
15 charges in that respect and a notice of a hearing on ~~such~~ the  
16 charges ~~to~~. The hearing shall be held at a time and place fixed  
17 in the notice, which shall not be less than ten days after the  
18 date of the service of ~~such~~ the notice.

19 Sec. 3. Section 507B.12, subsection 1, Code 2022, is amended  
20 to read as follows:

21 1. The commissioner may, after notice and hearing,  
22 promulgate reasonable rules, as are necessary or proper to  
23 identify specific methods of competition or acts or practices  
24 which are prohibited by section 507B.4, 507B.4A, or 507B.5,  
25 or 537B.7 but the rules shall not enlarge upon or extend the  
26 provisions of such sections. Such rules shall be subject to  
27 review in accordance with chapter 17A.

28 Sec. 4. NEW SECTION. 537B.7 Deceptive act or practice —  
29 insurer.

30 1. As used in this section:

31 a. "*Claimant*" means a person seeking body repair of a motor  
32 vehicle whether that person is the insured person or a third  
33 party making a claim against the insurer.

34 b. "*Motor vehicle*" means the same as defined in section  
35 537B.4.

